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IN THE HIGH COURT OF KARNATAKA AT BANGALORE  
DATED THIS THE 4TH DAY OF JUNE 1998.

BEFORE

THE HON'BLE MR. JUSTICE CHANDRASHEKHARAI AH  
WRIT PETITION NO. 28589 TO 28592 OF 1995.

BETWEEN:

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1. Smt. Rajalakshamma,  
aged 66 years,  
Shop No.1, premises No.142 &  
143, 8th Cross Road,  
Malleswaram,  
Bangalore.
  2. Smt. J. J. Lakshmi Kumari,  
aged 50 years,  
Shop No.3, premises No.142 &  
143, 8th cross, Road,  
Malleswaram,  
Bangalore.
  3. Mr. K. G. Anil,  
major, Proprietor  
Dream Dresses, Shop No.5  
Premises No.142 & 143,  
8th Cross Road,  
Malleswaram,  
Bangalore.
  4. Mr. D. Devendra swamy,  
about 47 years, Shop No.7  
premises No.142 & 143,  
8th Cross Road,  
Malleswaram, Bangalore. . . Petitioners

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(By Sri K. Chandranatha Ariga for Petitioners)

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AND

1. Bangalore Mahanagara Palike,  
A body constituted under the  
Provisions of Karnataka  
Municipal Corporation Act,  
having its Office at Hudson  
Circle, J.C.Road,  
Bangalore.
2. The Asst.Executive Engineer,  
Malleshwaram Sub-Division,  
Bangalore Mahanagara Palike  
Malleshwaram, Bangalore-3.
3. A.R.Narendranath,  
No.142 & 143, 3rd Main Road,  
Malleshwaram,  
Bangalore.  
(Amended as per Court order  
dt.1.8.95.)

. . Respondents

(By Sri Ashok Haranahalli, for the Respondents)

\* \* \*

*filed*  
Writ petition<sup>^</sup> under Articles 226 and 227  
of the Constitution of India with an affidavit  
praying to restrain and prohibit the respondents,  
their agents servants from interfering with  
peaceful possession and quiet enjoyment of the

businesses of the petitioner described  
in the schedule written hereunder and from  
demolishing the same. and etc.,

*disposed* These writ petitions ~~is~~ coming on for *final*  
~~orders~~ this day, the Court made the following

O R D E R

CSJ: 4-6-1998.

The petitioners in these  
petitions have sought for  
injunction restraining the  
respondents from interfering with  
their peaceful possession and  
enjoyment of their business.  
The said relief cannot be granted  
in a writ petition under Art.  
226 of the Constitution, without  
there being a regular trial in  
a suit. Therefore, I do not  
propose to entertain these peti-  
tions.

Accordingly, writ petitions  
are rejected with liberty to the

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petitioners to approach the Civil Court for the relief sought for in these petitions, if they are so advised.

sd/- JUDGE.

MC/-

r. by W. H. C.  
d. by W. H. C.

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Assistant Registrar  
High Court of Madras  
Barristers Chambers  
p. 10

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